

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 2523

January 22, 2010

SUMMARY OF BILL: Requires a minimum 48-hour incarceration for any retailer that sells any alcoholic beverages to any person under 21 years of age or for a licensee or other person who sells or furnishes any alcoholic beverages to any person under 21 years of age.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

Increase Local Revenue – Not Significant

Increase Local Expenditures – Exceeds \$26,600*

Assumptions:

- According to the Administrative Office of the Courts, there were 114 state court convictions relating to the sale of alcohol to a minor or the improper display of required signage between 2005 and 2008. State court convictions are 10 percent of the total convictions. Total convictions during the four-year period between 2005 and 2008, including general sessions courts, are estimated to be 1,140.
- An estimated 285 (1,140 / 4) convictions will occur each year with a mandatory 48-hour incarceration.
- Incarceration cost to local government is calculated at a rate of \$46.61 per day resulting in an increase in local expenditures of \$26,567.70 (2 days x \$46.61 x 285).

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White".

James W. White, Executive Director

HB 2523

/agl